

REMARKS

Claims 1, 3-11, 14-18 and 22-26 are cancelled. Claims 19-21 are pending in the application. Applicants request reconsideration and allowance for claims 19-21 in light of the remarks below.

CLAIM REJECTION – 35 USC §103

Claims 1, 3-11, 14-18, and 22-26 are rejected under 35 USC 103(a) as being unpatentable over Boltz (USP 6,233,445).

Applicants have cancelled claims 1, 3-11, 14-18, and 22-26, thereby, mooting the Examiner's rejection.

CLAIM REJECTION – 35 USC §102

Claims 19-21 are rejected under 35 USC 102(e) as being anticipated by Stewart et al. (6,259,405). Applicants traverse this rejection.

The Examiner alleges that Stewart et al. discloses all the features of claims 19-21. For example, the Examiner specifically alleges that Stewart et al. discloses “receiving a wireless call.” The Examiner further alleges that Stewart et al. discloses a PCD sending a signal call indicating its presence with access points.

However, it appears that the Examiner has mistaken a “registration signal” sent by a PCD with a “wireless call.” A person on ordinary skill in the art knows that in a wireless network, a presence of a mobile station within a particular cell is detected through the receipt of a registration signal. The registration signal serves to inform a home location register of the present location of the mobile station, so that incoming calls may be forwarded to an

appropriate mobile switching center. (Please see USP 6,327,355). On the other hand, a “wireless call” may be defined as a complete path between two terminals over which communication may be provided wirelessly.

Column 2, line 54-56, specifically discloses “The PCD may be configured to transmit a signal indicating a presence of the PCD as well as identification information indicating the mobile user.” Therefore, Stewart et al. discloses a registration signal and not a wireless call. Accordingly, Stewart et al. fails to anticipate all the features of claim 19. Claim 19 for at least the reason given above is patentable over the Examiner’s cited reference.

Claims 20-21 dependent to claim 19 are also patentable for the same reasons given above with respect to the patentability of claim 19 and for additional limitations recited thereby.

CONCLUSION

Favorable reconsideration and allowance in light of Applicants remark made above are solicited for claims 19-22.

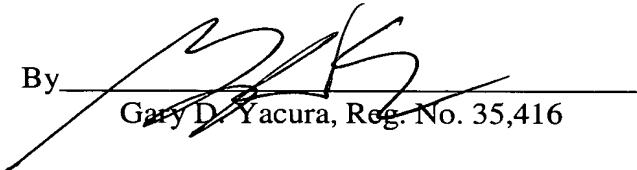
Should there be any outstanding matter that need to be resolved in the present application, the Examiner is respectfully requested to contact the undersigned at the telephone number below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Very truly yours,

HARNESS, DICKEY & PIERCE, PLC

By


Gary D. Yacura, Reg. No. 35,416

P.O. Box 8910
Reston, VA 20195
(703) 668-8000

GDY/LYP:ame